

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In Re

Chapter 7

Maureen L. Rogers,

Case No. 06-42049 (DEM)

Debtor.

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Maureen L. Rogers,

Plaintiff,

Adversary Proceeding

v.

No. 06-1459 (DEM)

Key Bank, National Association

Defendant.

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Consent Judgment

A. On June 16, 2006 (the “Filing Date”), Maureen L. Rogers (the “Debtor”) filed a voluntary petition in this Court seeking relief under Chapter 7 of Title 11, United States Code (the “Bankruptcy Code”) [Bankruptcy Docket No. 1].

B. On February 21, 2007, the Chapter 7 trustee issued a Report of No Distribution, requested that the Debtor receive a discharge and certified that the Debtor has no non-exempt assets to distribute. On March 30, 2007, this Court granted the Debtor a discharge pursuant to Bankruptcy Code §727 [Bankruptcy Docket No. 20].

C. On October 20, 2006, the Debtor filed a complaint commencing this adversary proceeding against Key Bank, National Association (“Key Bank”) [Adv. Proc. Docket No. 1]. On November 23, 2006, Key Bank answered the complaint [Adv. Proc. Docket No. 4].

D. On April 18, 2007, the Debtor filed an Amended Complaint seeking, among other things, a determination that certain loans made by Key Bank to the Debtor in the aggregate principal amount of \$130,000.00 should be discharged pursuant to Bankruptcy Code §523(a)(8) on the ground that excepting the loan from discharge would impose an undue hardship on the Debtor [Adv. Proc. Docket No. 7]. On May 9, 2007, the Key Bank filed its Answer to the Amended Complaint [Adv. Proc. Docket No. 11].

E. The Debtor and Key Bank have consented to the entry of this Judgment in full settlement of the pending Adversary Proceeding.

NOW THEREFORE, it is hereby

ADJUDGED that the loans made to the Debtor by Key Bank, aggregating \$130,000.00, shall not be excepted from discharge in this case pursuant to Bankruptcy Code § 523(a)(8) on the ground that excepting such loans from the discharge would impose an undue hardship on the Debtor.

Dated: Brooklyn, New York
October 22, 2007

s/Dennis E. Milton
Hon. Dennis E. Milton
United States Bankruptcy Judge

Consented to:

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